

Message Text

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71

ACTION IO-13

INFO OCT-01 AGR-05 USIA-06 AID-05 EB-07 AF-08 ARA-06 EA-07

EUR-12 NEA-10 COME-00 L-03 ISO-00 TRSE-00 AGRE-00

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FM AMEMBASSY ROME

TO SECSTATE WASHDC 278

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FODAG

E.O. 11652: N/A

TAGS: PORG, AORG, UN, XG, CA, XA

SUBJECT: PRIVILEGES AND IMMUNITIES ACCORDED BY HOST GOVERNMENTS
TO OBSERVER DELEGATIONS TO INTERNATIONAL ORGANIZATIONS

REF: STATE 224856

1. ITALY AS HOST GOVERNMENT TO FAO HAS BEEN VERY HOSPITABLE TO DELEGATES TO FAO. BASIC PRINCIPLE IS TO ACCORD SAME PRIVILEGES AND IMMUNITIES TO INDIVIDUALS WHETHER A NON-MEMBER STATE, ORGANIZATION OF STATES, OR OTHER ORGANIZATION WORKING ON FAO AFFAIRS AS THOSE ACCREDITED TO GOI ON BILATERAL BASIS. TO THIS END ITALY URGES, BUT DOES NOT INSIST, THAT COUNTRY MISSIONS TO FAO BE PART OF COUNTRY EMBASSIES TO GOI. THUS, TO EXTENT OBSERVER DELEGATIONS TO FAO HAVE DIPLOMATIC MISSIONS IN ROME TO GOI, OBSERVER DELEGATIONS WILL HAVE FULL DIPLOMATIC PRIVILEGES AND IMMUNITIES GRANTED BY GOI.

2. BASIS FOR ABOVE IS CONTAINED IN ARTICLES XI SECTION 24 AND XII SECTION 25 OF THE GOI/FAO HEADQUARTERS AGREEMENT WHICH WAS SIGNED IN WASHINGTON ON OCTOBER 31, 1950, AND THEN WAS DULY INCORPORATED IN ITALIAN LAW #11 OF FEBRUARY 19, 1951. THE GOI/FAO HEADQUARTERS AGREEMENT IS BASED ON THE USG/UN HEADQUARTERS AGREEMENT. SINCE THEN THE GOI AND FAO HAVE EXCHANGED MANY

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UNPUBLISHED LETTERS WHICH INTERPRET AND PUT INTO EFFECT THE HEAD-

QUARTERS AGREEMENT. AT THE PRESENT TIME THESE LETTERS ARE UNDER REVIEW WITH THE GOAL OF PREPARING A SINGLE UPDATED DOCUMENT. AN EXAMPLE OF SUBJECTS AND CHANGES COVERED BY THESE LETTERS IS THAT IN 1951 THE FAO STAFF HAD THE RIGHT TO 50 CD CARS WHILE THIS RIGHT HAS NOW BURGEONED TO OVER 700 CD CARS.

3. IF A COUNTRY, ETC. DOES NOT WISH TO INCORPORATE ITS REPRESENTATION TO THE FAO IN ITS DIPLOMATIC MISSION TO GOI, IT CAN INFORM THE FAO OF ITS INTENTION AND THE SAME PRIVILEGES AND IMMUNITIES ARE ARRANGED WITH THE GOI VIA THE GOOD OFFICES OF THE FAO, SEE FAO COUNCIL RESOLUTION 54/53. ABOUT 14 COUNTRIES HAVE USED THIS ROUTE.

4. FINALLY HEADQUARTERS AGREEMENT OBLIGES GOI TO FACILITATE ENTRY OF OBSERVERS TO FAO INTO ITALY AND GRANT TRANSIT TO FAO. AGREEMENT ALSO PROTECTS PERSON AND PERSONAL LUGGAGE. IT DOES NOT PROVIDE FOR PREMISES OR STAFF. NOTE THIS APPLIES ONLY TO OBSERVERS INVITED BY FAO. IN FACT, THERE HAS BEEN NO TROUBLE WITH THESE RULES SO THOUGH CASES HAVE NOT BEEN DECIDED. IN PRACTICE GOI HAS LET ANYONE GO TO FAO AND AS IN CASE OF ARAB LEAGUE HEADQUARTERS IN ROME, IS GENEROUS/RELAXED IN UNOFFICIALLY GRANTING PRIVILEGES AND IMMUNITIES.VOLPE

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